IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.T.SANKARAN

FRIDAY, THE 23RD NOVEMBER 2007 / 2ND AGRAHAYANA 1929

CRP.No. 908 of 2000(F)

OS.812/1998 of I ADDL.MUNSIFF'S COURT, ERNAKULAM

REVN. PETITIONER/PLAINTIFF:

V.V. BABU,
PROPRIETOR,
SHRISHTI FILMS INTERNATIONAL,
CHERTHALA, ALLEPPEY DISTRICT – 688 524.

BY ADV. SRI.K. RAVEENDRAN
ADV. SRI.M.A. HAKIM SHAH

RESPONDENT/DEFENDANT:

P.K. RAVI,
S/O. LATE RAMAN,
PROPRIETOR, R.R. CINE CREATIONS,
PUTHENVEEDU,
PATHANAMTHITTA.

BY

THIS CIVIL REVISION PETITION HAVING COME UP FOR ORDERS ON 23/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

CRP.No. 908 of 2000(F)

ORDER ON C.M.P.NO. 1889 OF 2000 IN C.R.P.NO. 908 OF 2000.

DISMISSED.

23.11.2007 SD/- K.T. SANKARAN, JUDGE.

/TRUE COPY/

P.A. TO JUDGE.

K.T. SANKARAN, J.

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C.R.P. No. 908 OF 2000

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Dated this the 23rd November , 2007

O R D E R

The defendant in O.S. No. 812 of 1998 on the file of the court of the I Addl. Munsiff Court, Ernakulam is the revision petitioner. He challenges the order dated 1st March, 2000 passed by the trial court deciding the preliminary issue. The revision petitioner/defendant raised a contention that the trial court has no pecuniary jurisdiction to entertain the suit and that the suit valuation is not correct. The suit was filed by the respondent herein for a declaration that he has absolute right to telecast certain films. The court below held that the valuation made by the plaintiff is correct and the preliminary issue was decided against the defendant.

2. When the revision petition came up for admission 05.04.2000, notice before admission was ordered. No stay was granted. Though notice before admission was ordered on 05.04.2000, no steps were taken by the revision petitioner to serve notice on the respondents. The suit is of the year 1998. Most probably, the suit must have been disposed of. The petitioner failed to take steps. Today when the case is posted in the defect list, there is no representation for the petitioner.

Therefore, the revision is dismissed for default and also on the ground that it has become infructuous.

K.T. SANKARAN,
JUDGE.

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K.T. SANKARAN, J.

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C.R.P. No. 908 OF 2000

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Dated this the 23rd November, 2007

O R D E R